INVESTIGATIVE SUMMARY

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DEPUTY INVOLVED HIT SHOOTING
IAB CASE NUMBER SH2172209, IV2178251
URN #006-07356-1698-065

On June 5, 2006, at approximately 1515 hours, Sergeants Larry Landreth and Scott Hill along with Lieutenant Rick Jennings responded to [redacted] West Stonebryn Drive, Harbor City, the unincorporated area of Carson, regarding a deputy involved hit shooting involving personnel from Carson Station. Homicide Investigators Edward Godfrey and Phillip Martinez responded to conduct the criminal investigation. Ben Jones from the Office of Independent Review also responded.

On June 5, 2006, at approximately 1126 hours, Deputy [redacted] unit 163K, received a priority voiced "488 now" (petty theft) call at the K-Mart store, located at 902 Sepulveda Boulevard, Harbor City. Deputies Michael Perea, unit 160K, Aura Sierra, unit 168T assigned themselves to the call as assisting units. The call described the suspect as a male, white, 40s, wearing a plaid shirt and pants. The call stated the suspect was stealing items. The call was updated stating the suspect was exiting an emergency exit located on the northwest side of the store.

Deputy [redacted] coordinated their response to the location. He assigned Deputy Sierra to the northwest side of the store and he told Deputy Perea to contain the front (north side) of the store. Deputy Perea advised he was going to attempt to locate a manager inside the front of the store. Deputy [redacted] drove to the rear of the store, however, delivery vehicles prevented him from gaining access to the rear. Deputy [redacted] took a position on the west.

Deputy [redacted] drove to the northwest side of the store and saw an emergency exit door and a silver Hyundai parked in a fire zone near the door. He saw the Hyundai's engine was on and running. Deputy [redacted] parked and exited his patrol car. He saw the emergency door open and made eye contact with a male matching the description of the suspect. He told the suspect to "stop." The suspect closed the door. Based on the nature of the call and the updated information in the call, in addition to his observations of the suspect and the unattended vehicle with the engine running, he formed the opinion the suspect was committing burglary. At the same time, Deputy Perea heard an alarm sounding off from within the store. A store employee told him the alarm indicated someone had open the northwest exit door. Deputy Perea exited the store, via the front door, and saw Deputy [redacted] standing along side a northwest door. Deputy [redacted] was pointing at the door. Deputy Perea saw the door open and then close. He also, saw the silver Hyundai parked near the door. He saw Deputy [redacted] run to the exit door.

IAB Note: Most if not all of the deputies actions were happening simultaneously and/or in response to Deputy [redacted] updated broadcasts.

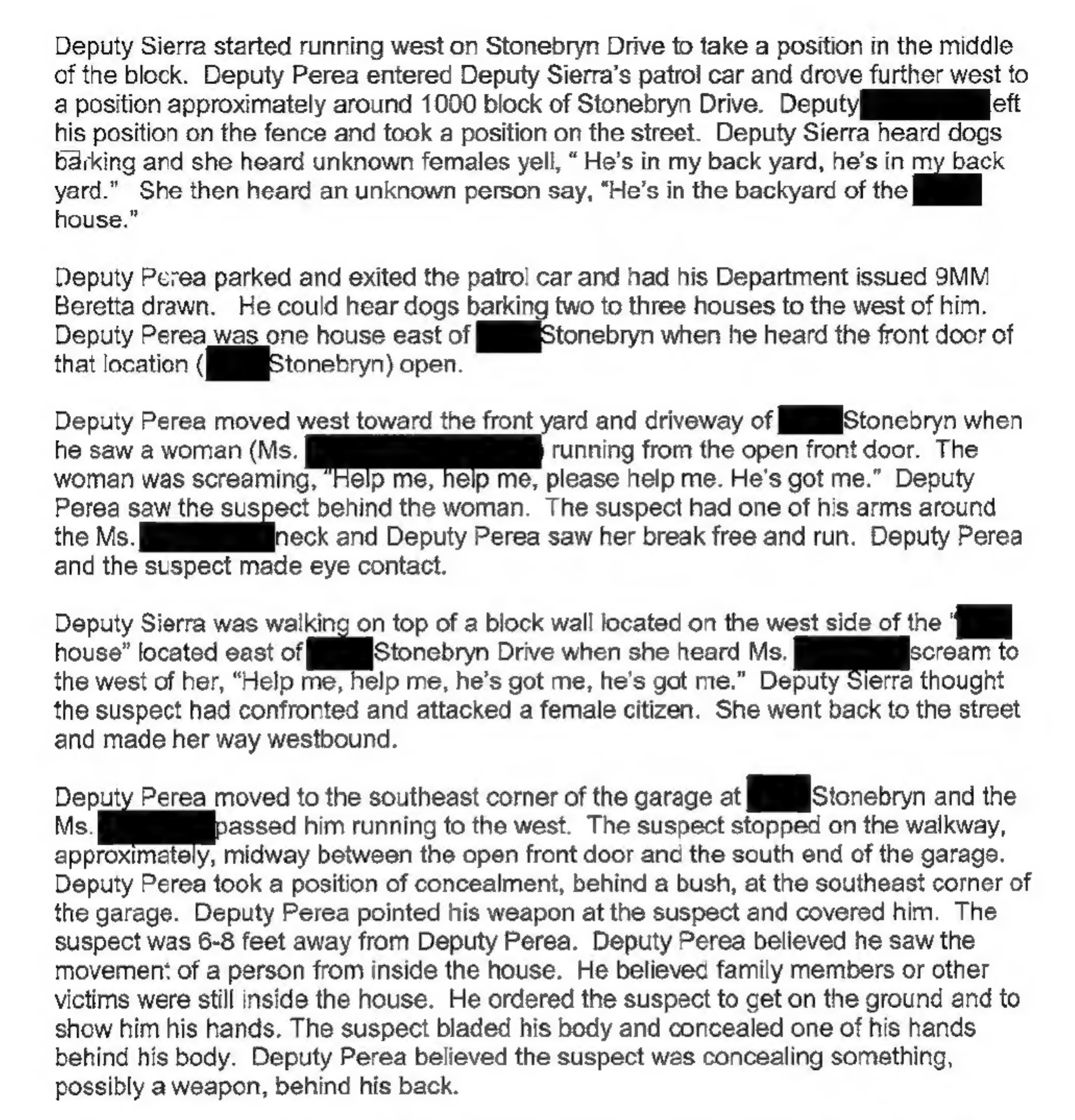
Deputy [redacted] entered the exit door and saw the suspect running south through the store. Deputy [redacted] requested the patch and broadcasted a "459" suspect was running from him. He broadcasted a description of the suspect and his direction of travel. Several employees pointed to the south end (rear) of the store and Deputy [redacted] ran after the suspect to a rear storage area. Deputy Perea re-entered the store and looked for the suspect and/or Deputy [redacted], but did not see them. Deputy Sierra also entered the store from her position to look for the suspect and/or Deputy [redacted], but did not see them.

Deputy [redacted] heard an alarm sounding off and he saw an open door leading from the storage room area to an outside delivery area, south of the building. Deputy [redacted] exited the store and saw a citizen pointing south on Vermont Ave. Deputy [redacted] believing the suspect had ran south, broadcasted the suspect's last known direction. After hearing Deputy [redacted] broadcast, Deputy Sierra exited the store and entered her patrol car. She started driving east to southbound Vermont Ave.

IAB Note: See Exhibit "F" for photographs of the area of K-Mart, the wash to the south, and Stonebryn Drive to the south of the wash. Looking to the south from the rear of K-Mart, there is a clear view of a wash and the rear side of the houses on the north side of Stonebryn Drive.

Deputy [redacted] was running south on Vermont Ave approaching Stonebryn Drive, when he saw a citizen pointing west on Stonebryn Drive. Deputy [redacted] broadcasted an updated direction of the suspect as westbound on Stonebryn Drive. Deputy Perea exited the store from the rear storage area and ran to Vermont Ave and then southbound toward Stonebryn Drive. Deputy Perea saw Deputy Sierra driving toward him and signaled to her to stop. Deputy [redacted] saw the suspect run to the rear of [redacted]

Deputies Perea and Sierra drove west on Stonebryn and saw Deputy [redacted] They saw Deputy [redacted] on top of a fence of the west side yard of either [redacted] They exited the patrol car and walked toward Deputy [redacted] Deputies [redacted] and Perea saw a K-Mart employee standing outside, at the rear of the K-Mart store. The employee was pointing west. Deputy [redacted] told Deputies Perea and Sierra to set a containment to the west of him. Deputy [redacted] broadcasted the last known direction of the suspect and requested Aero and a K-9 unit to respond to their location.



Deputy Sierra started running west on Stonebryn Drive to take a position in the middle of the block. Deputy Perea entered Deputy Sierra's patrol car and drove further west to a position approximately around 1000 block of Stonebryn Drive. Deputy [redacted]eft his position on the fence and took a position on the street. Deputy Sierra heard dogs barking and she heard unknown females yell, " He's in my back yard, he's in my back yard." She then heard an unknown person say, "He's in the backyard of the [redacted] house."

Deputy Perea parked and exited the patrol car and had his Department issued 9MM Beretta drawn. He could hear dogs barking two to three houses to the west of him. Deputy Perea was one house east of [redacted] Stonebryn when he heard the front door of that location ([redacted] Stonebryn) open.

Deputy Perea moved west toward the front yard and driveway of [redacted] Stonebryn when he saw a woman (Ms. [redacted] running from the open front door. The woman was screaming, "Help me, help me, please help me. He's got me." Deputy Perea saw the suspect behind the woman. The suspect had one of his arms around the Ms. [redacted]neck and Deputy Perea saw her break free and run. Deputy Perea and the suspect made eye contact.

Deputy Sierra was walking on top of a block wall located on the west side of the "[redacted] house" located east of [redacted] Stonebryn Drive when she heard Ms. [redacted] scream to the west of her, "Help me, help me, he's got me, he's got me." Deputy Sierra thought the suspect had confronted and attacked a female citizen. She went back to the street and made her way westbound.

Deputy Perea moved to the southeast corner of the garage at [redacted] Stonebryn and the Ms. [redacted] passed him running to the west. The suspect stopped on the walkway, approximately, midway between the open front door and the south end of the garage. Deputy Perea took a position of concealment, behind a bush, at the southeast corner of the garage. Deputy Perea pointed his weapon at the suspect and covered him. The suspect was 6-8 feet away from Deputy Perea. Deputy Perea believed he saw the movement of a person from inside the house. He believed family members or other victims were still inside the house. He ordered the suspect to get on the ground and to show him his hands. The suspect bladed his body and concealed one of his hands behind his body. Deputy Perea believed the suspect was concealing something, possibly a weapon, behind his back.

IAB Note: Subject Perea told Homicide Detectives before the shooting the suspect had his body at an angle and he could not see the suspect's left hand. During his interview with IAB investigators, Subject Perea said he could not see the suspect's right hand. Subject Perea clarified, saying, on the day of the shooting he did tell Homicide he could not see the suspect's left hand,

however, thinking back, he remembered not seeing the suspect's right hand. He said his statement to Homicide could be correct. Subject Perea said "clearly" he could not see one of the suspect's hands.

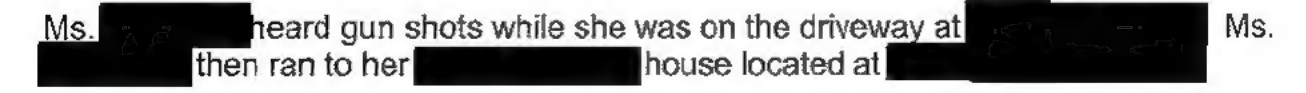
Ms. [redacted] continued running west to the driveway located at [redacted] (one house west of her home). She stopped on the driveway, turn around and looked back at her house. She heard Deputy Perea giving the suspect commands, but did see him or the suspect.

IAB Note: See Exhibit "G" for photographs of Ms. [redacted] house, driveway, and walkway on the day of the shooting. There is a truck parked in her driveway that would have obstructed her view of Deputy Perea's position.

Deputy Sierra was moving westbound on Stonebryn Drive, but did not know Deputy Perea's location. She was moving and visually clearing each front yard as she moved west. She heard Deputy Perea yell, "Let me see you hands, stop, let me see your hands." She heard the suspect say, "Just shoot me."

Deputy Perea ordered the suspect to show his hands and to get on the ground several times. The suspect appeared to be "agitated, pissed off", and possibly "mentally ill." Deputy Perea ordered the suspect to show his hands. He told him, "get on the fucking ground or I'm going to shoot you, get on the ground now." The suspect did not comply. The suspect bent down on one knee as if he was going to comply with Deputy Perea's orders, but he still had one of his hands concealed behind his thigh.

The suspect suddenly stood up from the one knee position and spun around, pivoting his body toward Deputy Perea. As the suspect made this movement, Deputy Perea believed the suspect was going to charge at him or re-enter the home where he thought other victims were hiding. At that split second, Deputy Perea shot twice at the suspect, in a double tap fashion, aiming at center mass. Deputy Perea shot when the suspect's front side and body were open to him and in plain view, however his body was still in motion. The suspect continued his movement, quickly spinning around and he ran inside the house and closed the door behind him. One round struck and hit the suspect's right thigh area causing a "through and through" gun shot wound.



Ms. [redacted] heard gun shots while she was on the driveway at [redacted] Ms. [redacted] then ran to her [redacted] house located at [redacted]

Just prior to the shooting, Deputy Sierra was 2-3 houses east of Deputy Perea's location. She saw Deputy Perea at the southeast corner of the garage at [redacted] Stonebryn. She saw Deputy Perea "slicing the pie" pointing his gun north at the front door. Deputy Sierra continued to move toward Deputy Perea's position. She could not

see the front door area. She heard Ms. [redacted] screaming west of her position. She heard Deputy Perea yelling commands at the suspect. At this time, Deputy Sierra saw and heard Deputy Perea fire two rounds from his handgun. Deputy Sierra heard an unknown person say, "there's a woman in the house." Deputy Sierra moved across the front yard of [redacted] Stonebryn to join Deputy Perea. She looked at the front door and saw two hands, from inside the house, close the door.

Both Deputies Perea and Sierra broadcasted "998." Deputy Sierra broadcasted the location of [redacted] Stonebryn Drive and the suspect was inside the house.

Deputy Perea told Deputy Sierra what had happened and told her to take a containment position west, at [redacted] Deputy Perea remained at his position and covered the front door. Deputy Sierra moved west and Deputy Steve Dobson met her at [redacted] Deputy Sierra and Deputy Dobson saw the suspect on the westside yard of the location at [redacted] Aero was over head and advised the suspect was at [redacted] The suspect was trying to jump over a fence and they told him to get on the ground. The suspect looked and acted confused, "like a little caged animal." The suspect appeared to be under the influence of a substance or mentally ill. They continued to order the suspect onto the ground and he subsequently complied.

Deputy Sierra covered the suspect with her weapon as they both approached him. They both took the suspect into custody and a hobble restraint was applied to his legs. Paramedics arrived quickly and treated the suspect.

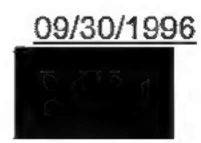
IAB Note: The summary of this incident is based on physical evidence collected at the scene by Los Angeles County Sheriff's Department Crime Lab personnel, Homicide investigator's observations, as well as information obtained from the original crime report and supplemental reports along with interviews of the involved employee and witnesses. (*Refer to Exhibits A through G)*

INVOLVED PERSONNEL

Perea, Michael, Deputy Sheriff, [redacted]
Field Operations Region II
Carson Station

Work History

Date of Employment 09/30/1996
Date Assigned to Patrol
Date Completed Patrol Training


[redacted]

Prior Shooting Incidents
Prior Founded Force Incidents [redacted]



SUSPECT

Wilkinson, Thomas, MW/50, DOB: 08/21/1957, Booking #9073831

Suspect Wilkinson's Consolidated Criminal history Report (CCHRS) showed he had [redacted]

IAB Note: See to Exhibit "A" for further information.

SWORN WITNESSES

Sierra, Aura, Deputy Sheriff, [redacted]
Field Operations Region II
Carson Station

[redacted] Deputy Sheriff, [redacted]
Field Operations Region II
Carson Station

CIVILIAN WITNESSES



[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

SUSPECT INJURIES

Suspect Wilkinson was transported via ambulance to Harbor UCLA Medical Center, 1000 W. Carson Street Torrance, 90502, (310) 222-2345, where he was treated by Doctor Gregory Miller for the following injuries.

One through and through gun shot wound to his right thigh.

Doctor Miller said Suspect Wilkinson's injury was not life threatening.

IAB Note: See Exhibit "A"for supplemental report authored by Deputy Dinco [redacted] noting the doctor's statement.

DEPUTY INJURIES

None

PHYSICAL EVIDENCE

The following items of evidence were collected from [redacted] Stonebryn Drive, Harbor City

Item A	Bullet strike on the front door.
Item 13	Bullet fragments in the planter by the front porch.
Items 12 and 19	Expended cartridge casings located just east of the front walkway, in front of the front porch.

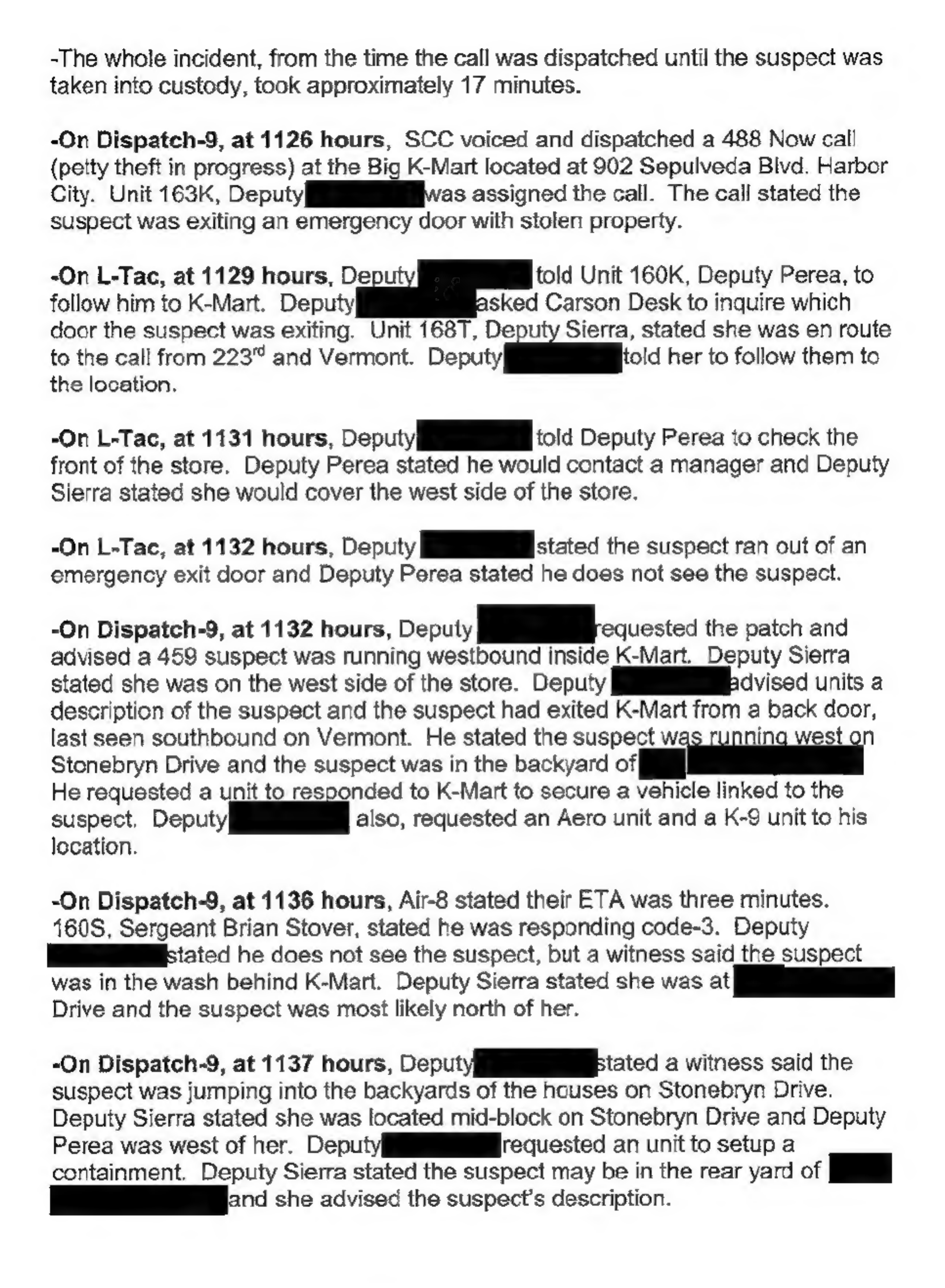
IAB Note: See Exhibit "A" for Crime Scene Investigator photographs.

IAB Note: See Exhibit "B" for crime scene diagrams, additional Crime Scene Investigator's reports and a CD containing the crime(s) photographs.

INVESTIGATORS OBSERVATIONS

The physical evidence at [redacted] Stonebryn Drive appeared to be consistent with Witness [redacted] and deputies' versions of events.

A review of the radio dispatch tapes revealed the following:



-The whole incident, from the time the call was dispatched until the suspect was taken into custody, took approximately 17 minutes.

-On Dispatch-9, at 1126 hours, SCC voiced and dispatched a 488 Now call (petty theft in progress) at the Big K-Mart located at 902 Sepulveda Blvd. Harbor City. Unit 163K, Deputy [redacted] was assigned the call. The call stated the suspect was exiting an emergency door with stolen property.

-On L-Tac, at 1129 hours, Deputy [redacted] told Unit 160K, Deputy Perea, to follow him to K-Mart. Deputy [redacted] asked Carson Desk to inquire which door the suspect was exiting. Unit 168T, Deputy Sierra, stated she was en route to the call from 223rd and Vermont. Deputy [redacted] told her to follow them to the location.

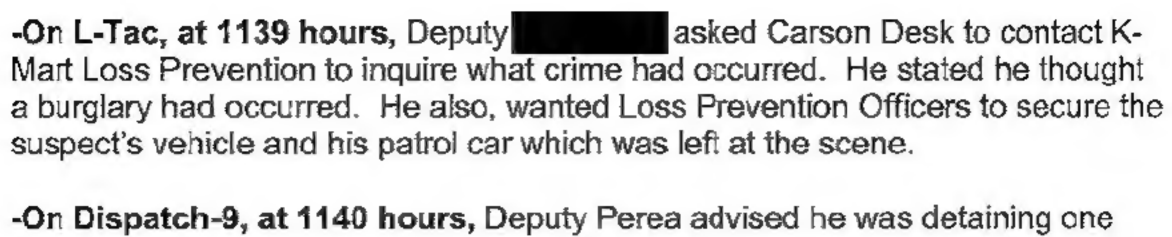
-On L-Tac, at 1131 hours, Deputy [redacted] told Deputy Perea to check the front of the store. Deputy Perea stated he would contact a manager and Deputy Sierra stated she would cover the west side of the store.

-On L-Tac, at 1132 hours, Deputy [redacted] stated the suspect ran out of an emergency exit door and Deputy Perea stated he does not see the suspect.

-On Dispatch-9, at 1132 hours, Deputy [redacted] requested the patch and advised a 459 suspect was running westbound inside K-Mart. Deputy Sierra stated she was on the west side of the store. Deputy [redacted] advised units a description of the suspect and the suspect had exited K-Mart from a back door, last seen southbound on Vermont. He stated the suspect was running west on Stonebryn Drive and the suspect was in the backyard of [redacted] He requested a unit to responded to K-Mart to secure a vehicle linked to the suspect. Deputy [redacted] also, requested an Aero unit and a K-9 unit to his location.

-On Dispatch-9, at 1136 hours, Air-8 stated their ETA was three minutes. 160S, Sergeant Brian Stover, stated he was responding code-3. Deputy [redacted] stated he does not see the suspect, but a witness said the suspect was in the wash behind K-Mart. Deputy Sierra stated she was at [redacted] Drive and the suspect was most likely north of her.

-On Dispatch-9, at 1137 hours, Deputy [redacted] stated a witness said the suspect was jumping into the backyards of the houses on Stonebryn Drive. Deputy Sierra stated she was located mid-block on Stonebryn Drive and Deputy Perea was west of her. Deputy [redacted] requested an unit to setup a containment. Deputy Sierra stated the suspect may be in the rear yard of [redacted] and she advised the suspect's description.


-On L-Tac, at 1139 hours, Deputy [redacted] asked Carson Desk to contact K-Mart Loss Prevention to inquire what crime had occurred. He stated he thought a burglary had occurred. He also, wanted Loss Prevention Officers to secure the suspect's vehicle and his patrol car which was left at the scene.

-On Dispatch-9, at 1140 hours, Deputy Perea advised he was detaining one suspect at gun point, but did not advise his location.

-On Dispatch-9, at 1141 hours, almost simultaneously, Deputies Perea and Sierra broadcasted "998." Deputy Sierra advised "998" at [redacted] Stonebryn Drive and the suspect was inside the house. Sergeant Stover advised he was still en route to the location. Unknown deputy directed units to contain the rear of [redacted] Stonebryn Drive and asked if any deputies were injured. Deputy Perea advised no deputies were injured.

-On Dispatch-9, at 1142 hours, Deputy Perea stated the suspect was at [redacted] Seconds later, Deputy Sierra advised the suspect was at [redacted] Air-8 was overhead and directed deputies to the suspect's location at [redacted]

-On L-Tac, at 1142 hours, Carson Station's Desk requested Compton Station to provide four units to respond to a command post at K-Mart.

-On Dispatch-9, at 1143 hours, Air-8 advised responding units, deputies were taking the suspect into custody and to slow down their response. Deputy [redacted] advised the suspect was in custody and requested paramedics to respond to their location.

-On L-Tac, at 1144 hours, Compton Station advised they were sending four units as per Carson Station's request.

-On L-Tac, at 1146 hours, Carson Station's Desk advised Deputy [redacted] both his and the suspect's vehicle were secured at K-Mart and four Compton Station units were en route to the command post.

-On Dispatch-9, at 1146 hours, paramedics were cleared to respond into the crime scene.

IAB Note: See Exhibit "C" for a compact disk containing recordings of the radio traffic.

WEAPONS USED BY DEPUTY PERSONNEL

Perea, Michael, Deputy Sheriff

Service Weapon: Department authorized/issued Beretta 9mm, Model 92F, semi-automatic pistol, serial number BER009004Z

Ammunition: Luger, 9mm, two rounds fired with fourteen rounds left in weapon.

Shell Casings: A total of two expended shell casings were found at the shooting scene near where Deputy Perea reported shooting from.

Date last qualified: [redacted]



WEAPONS USED BY SUSPECT WILKINSON

None

PROPERTY DAMAGE

Bullet hole in the front door of [redacted] Stonebryn Drive.

CRIMINAL INVESTIGATOR/CHARGES FILED

Suspect Wilkinson

Investigator:	Homicide Detective Edward Godfrey
Court:	Compton Court
Charges:	One count of Petty Theft with a Prior, 666 P.C., One count First Degree Residential Burglary, 459 P.C., Two counts Attempt Burglary, 664/459 P.C., and Resist, Obstruct, Delay of a Peace Officer, 148(a)(1) P.C., Case TA085129.
Case Status:	The case was dismissed in the interest of justice, in lieu of Suspect Wilkinson being sentenced to eight years state prison in case TA078960, in which he was on [redacted] when he was arrested.

LIGHTING AND WEATHER CONDITIONS

The incident occurred during daylight hours. The weather was warm and clear.

INVOLVED/SUBJECT EMPLOYEE STATEMENTS

Deputy Michael Perea, [redacted] **Carson Station,** was interviewed on June 5, 2006 at 1730 hours by Homicide Detectives at Carson Station. He was also interviewed on April 16, 2008 at 1026 hours by Internal Affairs Bureau. The interview took place at Internal Affairs Bureau and both interviews were recorded for review. The following is a summary of both interviews.

IAB Note: Subject Perea told Homicide Detectives before the shooting the suspect had his body at an angle and he could not see the suspect's left hand. During his interview with IAB investigators, Subject Perea said he could not see the suspect's right hand. Subject Perea clarified, saying, on the day of the shooting he did tell Homicide he could not see the suspect's left hand, however, thinking back, he remembered not seeing the suspect's right hand. He said his statement to Homicide could be correct. Subject Perea said "clearly" he could not see one of the suspect's hands. In Subject Perea's statement summary below, the suspect's left hand is referred to has being out of view. See Witness Sierra's statement where she said she heard Subject Perea say, "let me see your hands" three or four times.

Subject Perea said he was working on June 5, 2006 as a one person car, unit 160K. He was assigned as a School Resource Deputy. His hours were [redacted] and he was driving Sheriff's marked patrol vehicle SD3098.

Subject Perea said he was having lunch with Deputy [redacted] unit163K, in the area of Carson Street and Vermont Avenue. During lunch, Deputy [redacted] received a priority (voiced) radio call regarding a "488" in progress at the Big K-Mart in Harbor City. Subject Perea said Deputy [redacted] was the only unit in the area and the only unit assigned to the call. Subject Perea assigned himself to the call to assist him

Subject Perea said while he was responding to the location, he heard Deputy [redacted] coordinate the call over the radio. He said he also heard Deputy Sierra, unit 168T, acknowledge the call and state she was responding.

Subject Perea said the call described the suspect as a male white, adult, six foot two inches tall, 200-240 pounds, wearing a burgundy T-shirt. He said the suspect's description was displayed on his mobile digital terminal and he also heard the information voiced over the radio.

Subject Perea said his route to the Big K-Mart was southbound on Vermont Avenue to Sepulveda Boulevard. Subject Perea said he heard a sheriff's radio broadcast, which updated the call, advising, the suspect was exiting through a west door of the location. He said he had a two to three minute estimated time of arrival to the location. He stated he went immediately to the front of the store and saw Deputy Sierra had gone to the west side of the store. He said Deputy [redacted] went to the rear of the location.

Subject Perea said he spoke with Deputy [redacted] on L-TAC and told him he would check inside K-Mart for a manger. He said he parked his radio car near the north exit doors, in front of the store.

Subject Perea said he asked a female employee if anyone had called the police. The female told him the Loss Prevention Officer, [redacted] was chasing someone for theft. He said he could hear alarms sounding in the distance. The female employee, pointed out the alarm location on a panel at the front desk and told him the northwest exit door was open. Subject Perea said he exited the store and saw Deputy [redacted] outside on the west side of the store. He said he knew Deputy Sierra was also on the west side. He said he saw a metal security exit door and saw Deputy [redacted] standing along side the doorway. He said Deputy [redacted] was pointing towards the door and he assumed the suspect was at the door. Subject Perea said he observed the door open partially, then close and saw Deputy [redacted] run towards the door. He also saw a silver, Hyundai, two door, parked in the driveway adjacent to the security door.

Subject Perea said he re-entered the store to looked for Deputy [redacted] but his view was obscured by clothing racks. He heard Deputy [redacted] request assistance, over the radio, regarding a "459" (burglary) suspect running south inside K-mart. Subject Perea said several customers inside the store pointed out the direction where the suspect ran and provided him with a description of the suspect.

Subject Perea said he ran in a southeast direction through K-mart. He said he went to the back of the warehouse area where he heard an alarm sounding. He said he believed the alarm sound was coming from the south center door at the loading dock area. Subject Perea said he heard Deputy [redacted] broadcast over the radio the suspect had gone southbound on Vermont Avenue to westbound on Stonebryn Drive.

Subject Perea said he exited the store and ran to Vermont Avenue where he flagged down Deputy Sierra in her vehicle for a ride. Subject Perea said he believed Deputy [redacted] was in foot pursuit, even though he did not hear him broadcast he was in pursuit. He said Deputy Sierra picked him up and they drove to Stonebryn Drive. He saw Deputy [redacted] three to four houses west of them on Stonebryn Drive. Deputy [redacted] was standing alongside a [redacted] house. Deputy [redacted] told them the suspect was running westbound, wearing a burgundy shirt and blue pants.

Subject Perea said as he assisted Deputy [redacted] he looked into a backyard and could hear dogs barking and elected to set up a larger containment area. He said he and Deputy [redacted] saw a K-Mart employee standing on the loading dock area of the store. The employee was pointing to the west

Subject Perea said he tried to "mirror" the suspect's travel route He said he entered Deputy Sierra's radio car and drove further west. He said Deputy [redacted] and Deputy Sierra were still on foot. Subject Perea said Deputy Sierra was on foot, mid-block on Stonebryn and Deputy [redacted] was still at the initial house where he had seen the suspect run.

Subject Perea said he drove west on Stonebryn Drive far enough where he thought the suspect would be inside their containment. He parked the vehicle on an east/west street, possible on Fern Lake Street, facing north at Stonebryn Drive. He said he exited the

car with his weapon drawn and he continued to hear dogs barking from the yards to the north and west of his location. He said he saw Deputy [redacted] east of him at his initial position and Deputy Sierra was on foot at about mid-block. He said he could hear over the radio other Carson units were responding Code-3 to their location and Aero was en route

Subject Perea said he heard two dogs barking in the backyard of a house on what he thought was on the 1100 block of Stonebryn Drive. He described the dogs as small, "mutts." He recalled looking into the backyard where he heard the dogs barking. He said he heard other dogs making "fighting" sounds, two doors to the west and decided to move approximately two to three houses west on Stonebryn Drive. He believed the suspect's movements westward were causing the dogs to bark. He said he was looking through the side yards and trash cans.

Subject Perea said he was one house east of the "dirty [redacted] painted house ([redacted] Stonebryn Drive) when he heard the front door of [redacted] Stonebryn open. He said he was near the sidewalk, moving west across the front of the house. Subject Perea said he was moving toward the driveway and to the front of the garage. He then saw a woman exit the house and he said the woman was screaming in a high pitched voice, "Help me!, help me, please help me. He's got me." He said the female ran south, away from the opened front door on the walkway with her hands up. He said he saw a male white, matching the description of the suspect directly behind the woman. He said he saw the suspect had the woman in a bar/choke hold. The women was yelling, "Help police, he's got me, he's got me." Subject Perea said the suspect had one of his arms around the woman's neck. It appeared to him the woman had just broken free from the suspect's grasp and they both just ran out from inside of the house. He said it appeared to him the suspect had the woman in a grasp and she had to battle with him to break free. Subject Perea said he and the suspect made eye contact. He said the suspect was on a walkway in front of the house, halfway in between the front door and the south end of the garage. He described the suspect as being six feet two inches tall, 230 to 240 pounds, wearing a long sleeved burgundy "pendleton" type shirt. Subject Perea said he believed this was the same suspect they were looking for. He said at the same time he was moving across the front yard to the garage, he was telling the suspect to show his hands and to get on the ground.

IAB Note: See Exhibit "D" for a diagram and a photo diagram where Subject Perea noted different positions of Department Personnel and the positions of the suspect.

Subject Perea said he pointed his gun at the suspect at the same time the woman ran passed him. He waved the woman passed him and directed her to the west. He said he could see the open front door and the interior of the house. Subject Perea said at that time he believed he saw movement from inside the house. He said he saw movement pass a window that made him believe there were other people inside the home. He said he was concerned for the safety of the person(s) he thought were still inside the house. Subject

Perea said he took a position on the south/east corner of the garage behind a bush. He said he was at a position of concealment and he angled his body so he could see the suspect. He said he was still pointing his weapon at the suspect and ordered him to "stop, let me see your hands and to get on the ground." The suspect stopped but did not get on the ground. He said the suspect was looking around, shuffling his feet back on forth on the walkway, as if he was assessing his situation, considering, avenues of escape or considering running back into the house. He said the suspect was saying, "Fuck you, just shoot me." He said he was concerned about his safety and the safety of any unknown people still in the house.

Suspect Perea said he broadcasted over his radio, "10-33, detaining one at gunpoint." He was unsure of the exact address and did not broadcast his location. He said he knew Deputies Sierra and [redacted] were close by and would be running to his location. Subject Perea said the suspect was on the walkway, approximately six to seven steps away from the open front door and approximately six to eight feet in front of him. He said the suspect looked "mental" (mentally ill). Subject Perea said he knew the suspect was angry, pissed off, and agitated. He said the suspect had a raged look on his face and he said, "Fuck you, fuck you, just shoot me."

Subject Perea said the suspect did not move from his position on the walkway, but the suspect had his body at an angle, with his right foot forward and his left foot to the rear. He ordered the suspect to let him see his hands. He told the suspect, "get on the fucking ground or I'm going to shoot you, get on the ground now." Subject Perea said the suspect had his left hand behind and to the rear of his thigh area. He could not see the suspect's left hand. The suspect did not comply. He continued to order the suspect to show his hands and to get on the ground. He said the suspect had his right hand in front of his body and in plain view, but still could not see his left hand.

Subject Perea said he considered the suspect to a dangerous person and unpredictable. He said the suspect would not comply with his orders or show him both his hands, which concerned him greatly. Subject Perea said the suspect bent down on one knee and acted like he was going to comply with his orders, but the suspect still had his left hand concealed. He said he was concerned for his safety because he did not know if the suspect had any weapons and he could not see his left hand. He said at this time he felt the suspect was concealing something from him. Subject Perea said the suspect suddenly stood up from the one knee position and spun around, pivoting his body toward him. As the suspect made this movement, Subject Perea said it looked as if the suspect was going to charge at him, but he continued turning his body and spun around. At that split second, Subject Perea said he shot twice at the suspect, in a double tap fashion, aiming at center mass Subject Perea said he shot when the suspect's front side and body were open to him and in plain view, however his body was still in motion. He said the suspect continued, quickly spinning around and he ran inside the house and closed the door behind him.

Subject Perea said his shots were controlled, with one shot right after the first one. He said he shot twice at the suspect, [redacted] with two shots at the

body. He said he was trying to stop the suspect from charging at him with an unknown weapon and/or re-entering the house. He said he remained at his point of concea ment as he fired. He said he did not move out from the bush and "square up" toward the suspect before he fired. Subject Perea said he did not know if his rounds struck the suspect until he was in custody and saw he was bleeding

Subject Perea said he broadcasted "998" and he heard Deputy Sierra Broadcast "998." He said he remained at his point of concealment, went down on one knee and covered the front door. He said Deputy Sierra was now at his location. He said he could hear a woman screaming from behind him. He told Deputy Sierra "to go west" for a visual of [redacted] and containment. He said he was trying to update responding units the best he could over the radio. He said he heard another deputy over the radio trying to coordinate units to their location.

Subject Perea said he saw people from [redacted] exit their house, yelling, someone was trying to break into their house. Seconds later, Subject Perea said the family from [redacted] exited their house, yelling, someone was trying to break into their home from the rear yard. He said he believed the Aero unit saw the suspect on the west side yard of [redacted] and directed deputies to that location. Subject Perea said he responded to [redacted] and saw the suspect was on the ground and handcuffed. He saw deputies applying a hobble restraint to the suspect's egs. Subject Perea said Deputies Sierra and Dobson were with the suspect and he remembered other deputies were also present, but does not remember who they were.

Subject Perea said Sergeant Stover arrived at the scene. He said he provided Sergeant Stover with a public safety statement. Subject Perea said he was then transported to Carson Station. He said he thought the suspect was concealing a weapon and made it clear to deputies at the scene an article search for a weapon had to be conducted.

Subject Perea said he estimated 10 seconds had elapsed from the time when he first saw the woman flee from [redacted] Stonebryn to the time he shot at the suspect.

IAB Note: For complete details of the interviews refer to a copy of Subject Perea's transcribed interviews included in this case.

SWORN WITNESS STATEMENTS

Deputy [redacted] Carson Station, was interviewed on June 5, 2006 by Homicide Detectives. The interview took place at Carson Station and was recorded for review.

Deputy Abrahams said at approximately 1141 hours he received a radio call of a , "488 Now" (petty theft call), at the Big K-Mart" Department Store located at 902 West Sepulveda Boulevard, Harbor City. The store is at the intersection of Vermont Avenue and Sepulveda

Boulevard He said Deputies Perea and Sierra, assigned themselves to the call to assist him. He said he drove southbound on Vermont to the westbound driveway, located on the east side of the location. Upon his arrival he was advised by the Sheriff Radio Communication Center (SCC) the suspect was now exiting the emergency exit, which was located on the northwest corner of the location. He said he advised responding units on L-Tac the suspect was described as a male white in his 40's, wearing a plaid shirt and pants He said he responded to the southeast rear portion of the store, but noted there were several trucks that prevented him from setting up a containment position at that location. He responded to the northwest side, which he indicated was the front of the store. He directed Deputy Sierra to the westside of the store and directed Deputy Perea to the front of the store to contain the location.

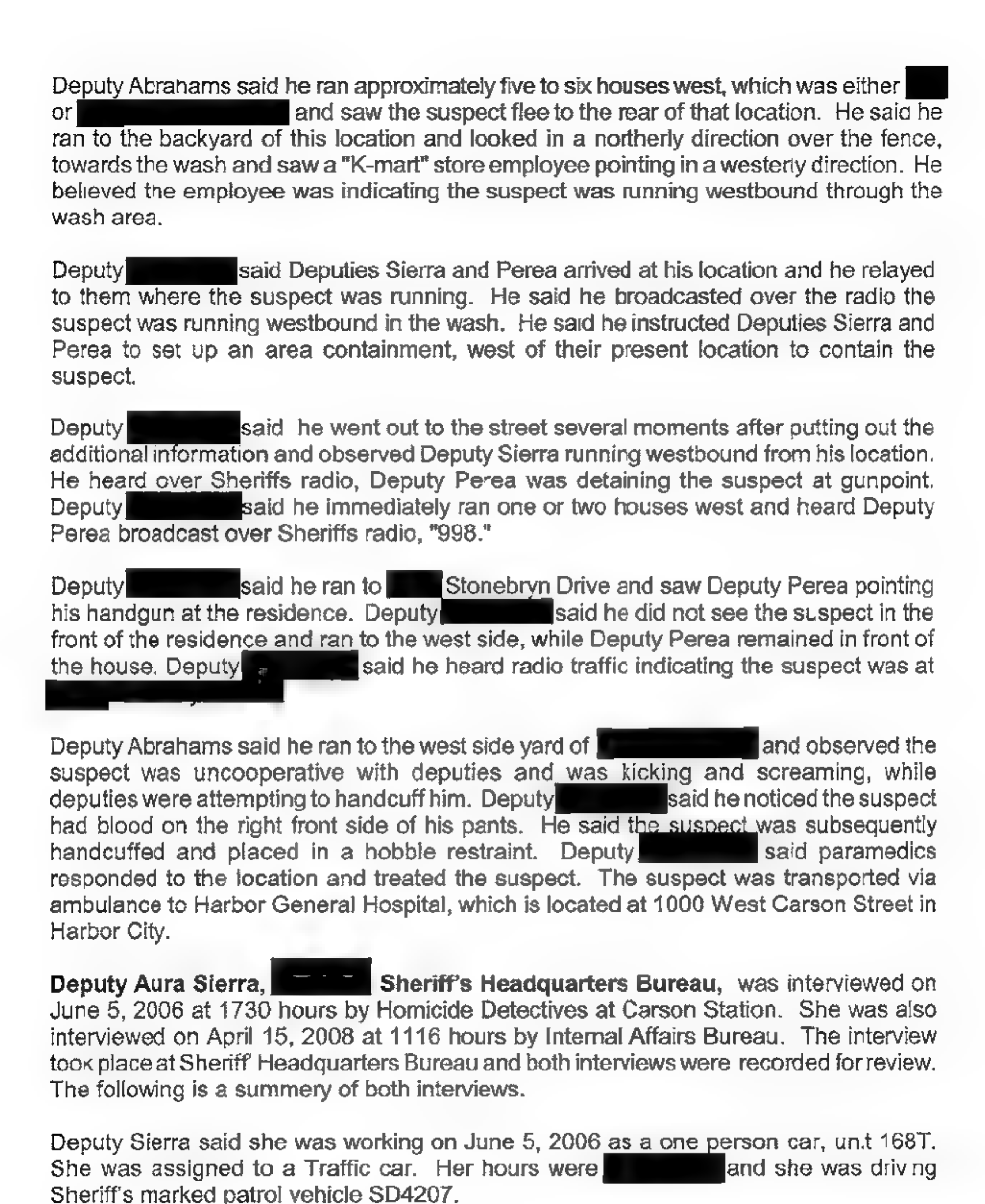
Deputy [redacted] said the front door faced north and the rear loading dock area was to the south. He said there were several emergency exits that surrounded the building. He said as he responded to the northwest portion of the store, he saw a silver vehicle which was parked in front of the store in the fire zone. He said the vehicle was a silver "Hyundai" and he saw the left rear passenger door was open. He stated the vehicle was parked near an emergency exit door that had no handles on the exterior. He said the Hyundai vehicle was operational with the engine running.

Deputy [redacted] said as he parked his vehicle in an easterly direction, facing the exit door, he saw the door open. He said he exited his vehicle and observed the suspect looking outside the door, making eye contact with him. The suspect began to close the door. Deputy [redacted] said he gave the order, "Hey stop!" and then the door closed. He immediately ran to the exit door, noting it was partially open. He said he looked inside and saw the suspect running south through the store.

Deputy [redacted] said based on the above facts and his observations, he believed the suspect was committing a burglary. Deputy [redacted] said he broadcasted the suspect was a burglary suspect and was running south through the store.

Deputy [redacted] said he gave chase of the suspect. The suspect ran in a southeast direction and he temporarily lost sight of the suspect's whereabouts. Deputy [redacted] said he observed several employees pointing towards the rear of the store, indicating the suspect ran to a rear exit. Deputy [redacted] said he ran to a storage area at the rear of the store. He saw an open door, located on southeast corner of the store. He said the door had an alarm which was making a bell sound. Deputy [redacted] said he believed the suspect had exited the store through that door. He said he exited the door and saw a citizen pointing in a southerly direction, towards south Vermont Avenue. Vermont Avenue borders the "K-mart" department store to the east, at 902 West Sepulveda Boulevard.

Deputy [redacted] said he ran southbound on Vermont Avenue to westbound Stonebryn Drive. He said at the corner, he saw an individual wearing what appeared to be an orange vest, pointing in a westerly direction on Stonebryn Drive. He believed the citizen was pointing in the direction the suspect had fled.



Deputy Abrahams said he ran approximately five to six houses west, which was either [redacted] or [redacted] and saw the suspect flee to the rear of that location. He said he ran to the backyard of this location and looked in a northerly direction over the fence, towards the wash and saw a "K-mart" store employee pointing in a westerly direction. He believed the employee was indicating the suspect was running westbound through the wash area.

Deputy [redacted] said Deputies Sierra and Perea arrived at his location and he relayed to them where the suspect was running. He said he broadcasted over the radio the suspect was running westbound in the wash. He said he instructed Deputies Sierra and Perea to set up an area containment, west of their present location to contain the suspect.

Deputy [redacted] said he went out to the street several moments after putting out the additional information and observed Deputy Sierra running westbound from his location. He heard over Sheriffs radio, Deputy Perea was detaining the suspect at gunpoint. Deputy [redacted] said he immediately ran one or two houses west and heard Deputy Perea broadcast over Sheriffs radio, "998."

Deputy [redacted] said he ran to [redacted] Stonebryn Drive and saw Deputy Perea pointing his handgun at the residence. Deputy [redacted] said he did not see the suspect in the front of the residence and ran to the west side, while Deputy Perea remained in front of the house. Deputy [redacted] said he heard radio traffic indicating the suspect was at [redacted]

Deputy Abrahams said he ran to the west side yard of [redacted] and observed the suspect was uncooperative with deputies and was kicking and screaming, while deputies were attempting to handcuff him. Deputy [redacted] said he noticed the suspect had blood on the right front side of his pants. He said the suspect was subsequently handcuffed and placed in a hobble restraint. Deputy [redacted] said paramedics responded to the location and treated the suspect. The suspect was transported via ambulance to Harbor General Hospital, which is located at 1000 West Carson Street in Harbor City.

Deputy Aura Sierra, [redacted] **Sheriff's Headquarters Bureau,** was interviewed on June 5, 2006 at 1730 hours by Homicide Detectives at Carson Station. She was also interviewed on April 15, 2008 at 1116 hours by Internal Affairs Bureau. The interview took place at Sheriff Headquarters Bureau and both interviews were recorded for review. The following is a summery of both interviews.

Deputy Sierra said she was working on June 5, 2006 as a one person car, unit 168T. She was assigned to a Traffic car. Her hours were [redacted] and she was driving Sheriff's marked patrol vehicle SD4207.

Deputy Sierra said she heard a radio call broadcast of a 488 now call at the Big K-Mart store in Harbor City. She said she acknowledged the request for additional unit to assist unit 163K, Deputy [redacted] She responded to the location from 223rd and Vermont and she knew unit 160K, Deputy Perea, was also responding to the call.

Deputy Sierra said the call stated the suspect was getting ready to exit the store via an emergency exit with stolen merchandise. The suspect was described as a male, white wearing dark pants and plaid shirt. She said Deputy [redacted] directed her to take a position on the west side of K-Mart. Deputy Sierra said she saw Deputies [redacted] and Perea drive into the parking lot and she saw Deputy Perea take a position east of her, in the front of the store. She saw Deputy [redacted] drive to the rear of the store.

IAB Note: See Exhibit "E" for diagrams noted by Deputy Sierra and referred to during her interview.

Deputy Sierra said she entered the store to look for Deputy [redacted] however, she did not see him or the suspect. A few minutes later, Deputy Sierra said she heard Deputy [redacted] broadcast "10-33" on Dispatch-9 and the suspect was running from him inside the store. Seconds later, she heard Deputy [redacted] advise the suspect was running southbound on Vermont toward Stonebryn Drive. She then heard Deputy [redacted] advise the suspect was running westbound on Stonebryn Drive.

IAB Note: All the houses referenced by Deputy Sierra are located on the north side of Stonebryn Drive and south of the wash.

Deputy Sierra said once she heard the emergency broadcast, she exited the store and responded back to her patrol car. She said she drove eastbound through the parking lot and then south on Vermont. She saw Deputy Perea standing at the corner of Vermont and Stonebryn Drive. Deputy Perea flagged her down to stop. She said she stopped and Deputy Perea entered the vehicle as the front passenger. Deputy Sierra said she drove west on Stonebryn Drive, but did not see the suspect.

Deputy Sierra said approximately [redacted] houses west from Vermont, she saw Deputy [redacted] and she stopped her patrol car. She said Deputy [redacted] was standing on the west fence line of the [redacted] house west of Vermont. Deputy [redacted] was looking down the side yard of the house and to the rear. Deputy Sierra felt Deputy [redacted] was watching the suspect because he was broadcasting the suspect's description and direction of travel. Deputies Sierra and Perea exited the vehicle and started walking toward Deputy [redacted] location. She heard Deputy [redacted] broadcast the suspect was westbound, jumping over fences of different houses and into the wash. She said she did not see Deputy [redacted] again until the incident ended and the suspect was in custody.

Deputy Sierra said she and Deputy Perea ran back to the street and she ran on foot westbound on Stonebryn Drive. She said Deputy Perea entered her vehicle and drove

further west of her. She did not see where Deputy Perea stopped. She could still hear Deputy [redacted] broadcast and she heard dogs barking from the houses west of her. She said she also saw females exiting the houses west of her, yelling, "He's in my back yard, he's in my back yard." Deputy Sierra said she stopped running and slowed her pace. She said she was trying to place the suspect in a general location, based on the barking dogs and the yelling females. She said she was "mid-block" when she heard someone say, "he's in the backyard of the [redacted] house." She said she did not know who made that statement.

Deputy Sierra said she climbed on top of a block wall on the west side property line of the blue house. The block wall led to the rear yard. She said she walking on top of the wall toward the backyard when she heard a woman west of her scream, "Help me, help me, he's got me, he's got me." The screaming was coming from the street and west of her. At this point, Deputy Sierra said she did not know Deputy Perea's location and she was thinking the suspect had confronted a female. She said she knew the suspect was a petty theft suspect and may have committed a burglary.

Deputy Sierra said she ran back to the street. As she made her way to the front of a [redacted] house, she heard Deputy Perea yelling commands, "Let me see your hands, stop, let me see your hands." She started running westbound. Deputy Sierra said she heard Deputy Perea say those commands three or four times, but did not see him. She said she heard a male voice (suspect) say, "Just shoot me." Deputy Sierra said the suspect sounded "frantic."

Deputy Sierra said she was approaching the [redacted] house ([redacted] Stonebryn Drive) and was approximately one-two houses away when she saw Deputy Perea standing in the driveway. She described Deputy Perea standing offset from the house, slicing the pie to the front door. Deputy Perea was close to the garage and was pointing his gun in a northerly direction, toward the front door of the house. She said Deputy Perea was holding his weapon perpendicular to the ground, "the way we were trained", but she did not remember if he was holding his weapon with one or two hands. She said she only saw Deputy Perea and did not see the suspect. As she continued to approach Deputy Perea, Deputy Sierra said she heard a female screaming coming from the direction of [redacted] Stonebryn Drive. She said she never saw the female who was screaming. Deputy Sierra said she could still hear Deputy Perea yelling commands as he was pointing his weapon toward the front door. At this point, Deputy Sierra said she saw and heard Deputy Perea fire two rounds from his handgun. She did not see the suspect. Deputy Sierra said she heard someone say, "there's a women in the house", but she does not know who said it. She believed Deputy Perea may have said there was a women in the house, but could not be sure.

Deputy Sierra said she was still approaching Deputy Perea and the house. She looked at the front door of the house and saw a pair of hands holding the front door from inside the house as the door was closing. She said she moved to Deputy Perea's location on the driveway and they both moved west to a position of cover and concealment on the west side of the driveway. She said she broadcasted "998", the location, and the suspect

was inside the house. Deputy Sierra said after they moved, she does not remember seeing Deputy Perea again until the suspect was in custody. She said she could hear radio traffic stating units were en route to their location. She said someone was coordinating their response over the patch, but does not know who.

IAB Note: Based on Subject Perea's and Deputy Abrahams' statements and the location where the suspect was taken into custody ([redacted]), it appears Deputy Sierra had moved two doors west of [redacted] Stonebryn to the driveway of [redacted] where Deputy Dobson met her. Subject Perea remained at [redacted] Stonebryn Drive and covered the front door.

Deputy Sierra said unit 167A, Deputy Dobson appeared on a driveway with her and she did not know Deputy Perea's location. She was not sure if she had moved down a few houses west or if she had remained on the driveway of [redacted] Stonebryn Drive. Deputy Sierra said she and Deputy Dobson saw the suspect on the westside yard of the house where they were located ([redacted]). The suspect was trying to jump over a fence and they told him to get on the ground. She said the suspect looked and acted confused, "like a little caged animal." She said the suspect appeared to be under the influence of some type of substance or mentally ill. They continued to order the suspect to the ground and he subsequently complied.

Deputy Sierra said she had her weapon out pointed at the suspect. Deputy Sierra said she and Deputy Dobson approached the suspect. She covered the suspect as Deputy Dobson took a hold of one of his left hand. She said she took a hold of his right hand and Deputy Dobson handcuffed the suspect. Deputy Sierra remembered a hobbled restraint was applied to the suspect, but did not remember when it was applied or who applied it. She said paramedics arrived quickly and treated the suspect. Deputy Sierra said she thought other deputies were around them during this time, but she does not remember who they were.

IAB Note: See Exhibit "A" for a supplemental report by Deputy Steve Dobson where he stated an unknown deputy handed his a hobble restraint and he applied it to the suspect's legs.

IAB Note: During Deputy Sierra's interview with Homicide Detectives, she indicated Deputy Perea was present while the suspect was taken into custody. However, during her interview with Internal Affairs Bureau, she stated she did know where Deputy Perea was located.

IAB Note: For complete details of the interviews refer to a copy of Deputy Sierra's transcribed interviews included in this case.

CIVILIAN STATEMENTS

[redacted]

Witness [redacted] was interviewed by Homicide and the following is a summary of that interview.

Witness [redacted] said he is employed by [redacted] He said he was in the rear of the store at the loading dock area when he saw a male white adult (suspect) run into the dock/storeroom area and then exit an emergency exit door. He heard the alarm sound coming from the exit door. He checked the exit door and saw the suspect running eastbound on the roadway between the rear (south side) of the store and the wash. He saw the suspect run to Vermont Ave and then southbound and out of sight. He said he saw an older gentleman at the corner of Vermont Ave and Stonebryn Drive who gave deputies some type of directions.

Witness [redacted] said he continued to look to the south and saw the suspect jumping a wall of the [redacted] house on Stonebryn Drive onto the east/west access road that paralleled the wash. The suspect ran westbound.

Witness [redacted] saw a deputy "pop up" in the backyard of the same house where the suspect had jumped over the wall. He said the deputy was the same deputy (Deputy [redacted] he saw pursuing the suspect through K-Mart minutes earlier. Witness [redacted] said he yelled at Deputy [redacted] and pointed to the direction the suspect had ran.

[redacted]

Witness [redacted] was interviewed by Homicide Investigators and the following is a summary of that interview.

Witness [redacted] said he was standing at the corner of Vermont Ave and Stonebryn Drive waiting for a ride. He said he saw a male white adult (suspect) running southbound on the west sidewalk of Vermont Ave. from the K-Mart store toward him. The suspect ran pass Witness [redacted] He watched the suspect run west on Stonebryn Drive and climb over a fence at [redacted] ([redacted]). He said he saw a uniformed deputy chasing the suspect

[redacted]

Witness [redacted] was interviewed by both Homicide and Internal Affairs Investigators and the following is a summary of both interviews.

Witness [redacted] said she was home alone on June 5, 2006. She was upstairs in her bedroom talking on the telephone. She said the television was on and she heard

someone clearing their throat. She said the noise was coming from the stairway and she thought it may have been her son who might of came home for lunch. She again heard the sound of someone clearing their throat. She walked outside of her bedroom and she met the suspect at the top of the stairs.

Witness [redacted] said she was angry and her first reaction was to get to the bottom floor. The suspect's back was facing down the stairs. She started pushing the suspect down the steps as she followed him down the stairs. The suspect was saying, "Ma'am let me just tell to, let me just tell you this, Ma'am, Ma'am", as she pushed him down the stairs. She said the suspect was stumbling and holding onto the handrail, but they made to the bottom floor. She saw her front door was closed and lock and she said she was now fearful of the suspect. She saw the suspect move forward, leaning and looking downward for something. She said she did not know if the suspect was looking for a weapon or something else.

Witness [redacted] said she immediately approached the front door, unlocked it and ran outside. Witness [redacted] said the suspect directly behind her and ran after her as she ran from her front porch. She said she saw a police car parked on the street in front of her house and a Deputy (Subject Perea) walking up her walkway, holding his handgun. She was screaming, "somebody help me, somebody help me, somebody in my house."

She ran south from her front door to the beginning of the garage (approximately 15-18 feet). Subject Perea waved her passed him and she ran west. She said Subject Perea passed her and approached her front door. She heard Subject Perea yell, "Stop, come out with your hands up" two or three times, as she was running west to her neighbor's adjacent driveway at [redacted]. She said she stopped on her neighbor's driveway, turned and look back at her house. She said she could see her driveway and the front half of her front yard. She did not see the suspect or Subject Perea. Witness [redacted] said as she turned and looked back at her house, she heard gun shots. After hearing the gun shots, she ran to her mother in-law's house located at [redacted] Drive, [redacted] of her home.

Witness [redacted] said approximately one week later she found one shell casing on her front porch. She said she did not call the Sheriff's Department and will look to see if she still has the casing.

IAB Note: Witness [redacted] said she would contact me if she locates the shell casing and as of the date this case was submitted, she had not contacted Internal Affairs Bureau.

IAB Note: It should be noted that two shell casing from Deputy Perea's weapon were recovered at the crime scene.

[redacted]

Witness [redacted] was interviewed by Homicide Investigators and the following is a summary of that interview.

Witness [redacted] said she was sitting in her garage (at [redacted]) with the garage door open. The garage door faces [redacted]. She said she saw her next door neighbor (Witness [redacted] running westbound in front of her garage. She heard Ms. [redacted] yelling, "someone's in my house." Witness [redacted] said she heard two loud gun shots that were quick in succession.

[redacted]

Witness [redacted] said he was in his living room when he saw a male running westbound through his backyard and out of view. Later, he discovered a window screen removed from a west facing window of his residence and a wrench on the ground below to the window. He said the wrench did not belong to him or his wife.

SUSPECTS STATEMENTS

Wilkinson, Thomas

Suspect Wilkinson invoked his Miranda Rights.